



Entered on Docket
May 22, 2006

A handwritten signature in dark ink, appearing to read "Linda B. Riegler".

Hon. Linda B. Riegler
United States Bankruptcy Judge

JEFFREY H. DAVIDSON
(CA State Bar No. 73980),
FRANK A. MEROLA
(CA State Bar No. 136934), and
EVE H. KARASIK
(CA State Bar No. 155356), Members of
STUTMAN, TREISTER & GLATT, P.C.
1901 Avenue of the Stars, 12th Floor
Los Angeles, California 90067
Telephone: (310) 228-5600
Facsimile: (310) 228-5788
Email: jdavidson@stutman.com
fmerola@stutman.com
ekarasik@stutman.com

SHEA & CARLYON, LTD.
JAMES PATRICK SHEA, ESQ.
(NV State Bar No. 000405)
CANDACE C. CARLYON
(NV State Bar No. 002666)
SHLOMO S. SHERMAN, ESQ.
(NV State Bar No. 009688)
233 S. Fourth Street, Second Floor
Las Vegas, NV 89101
Telephone: (702)471-7432
Facsimile: (702)471-7435
Email: jshea@sheacarlyon.com
ccarlyon@sheacarlyon.com
ssherman@sheacarlyon.com

[Proposed] Special Counsel for the Investor Committees

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

ORDER SHORTENING TIME RE EMPLOYMENT APPLICATIONS
(STUTMAN, TREISTER & GLATT, P.C. AND SHEA & CARLYON, LTD.)

1 In re:) BK-S-06-10725-LBR
 2 USA COMMERCIAL MORTGAGE COMPANY) Chapter 11
 3 Debtor.)

4 In re:) BK-S-06-10726-LBR
 5 USA CAPITAL REALTY ADVISORS, LLC,) Chapter 11
 6 Debtor.)

7 In re:) BK-S-06-10727-LBR
 8 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,) Chapter 11
 9 Debtor)

10 In re:) BK-S-06-10728-LBR
 11 USA CAPITAL FIRST TRUST DEED FUND, LLC,) Chapter 11
 12 Debtor)

13 In re:) BK-S-06-10729-LBR
 14 USA SECURITIES, LLC,) Chapter 11
 15 Debtor)

16 Affects:)

17 ☐ All Debtors)

18 ☒ USA Commercial Mortgage Co.)

19 ☐ USA Securities, LLC)

20 ☐ USA Capital Realty Advisors, LLC)

21 ☒ USA Capital Diversified Trust Deed)

22 ☒ USA First Trust Deed Fund, LLC)

Date: June 5, 2006

Time: 9:30 a.m.

23 **ORDER SHORTENING TIME ON APPLICATION BY THE OFFICIAL INVESTOR**
 24 **COMMITTEES TO EMPLOY STUTMAN, TREISTER & GLATT, P.C. AS COUNSEL**
 25 **FOR MATTERS OF COMMON INTEREST, AND APPLICATION FOR ORDER**
 26 **APPOINTING SHEA & CARLYON, LTD. AS SPECIAL (NEVADA) COUNSEL FOR**
 27 **THE OFFICIAL COMMITTEES OF EQUITY SECURITY HOLDERS OF USA**
 28 **CAPITAL FIRST TRUST DEED FUND, LLC, AND USA CAPITAL DIVERSIFIED**
TRUST DEED FUND, LLC; AND THE OFFICIAL COMMITTEE OF HOLDERS OF
EXECUTORY CONTRACT RIGHTS OF USA COMMERCIAL MORTGAGE
COMPANY
(AFFECTS CASE NO. 06-10725-USA COMMERCIAL MORTGAGE COMPANY; 06-
10729- USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC; AND 06-10728- USA
CAPITAL FIRST TRUST DEED FUND, LLC)

26 The Court, having considered the Verbal Application for Order Shortening Time on the
 27 Application by the Official Investor Committees to Employ Stutman, Treister & Glatt, P.C. as
 28

1 Counsel for Matters of Common Interest, as well as on the Application for Order Appointing
2 Shea & Carlyon, Ltd. as Special (Nevada) Counsel for the Official Committees of Equity
3 Security Holders of USA Capital First Trust Deed Fund, LLC, and USA Capital Diversified
4 Trust Deed Fund, LLC; and the Official Committee of Holders of Executory Contract Rights of
5 USA Commercial Mortgage Company (and collectively, the "Committee Counsel Employment
6 Applications"), and having granted the request for hearing in open court on May 18, 2006; and
7 good cause appearing therefor:

8
9 IT IS HEREBY ORDERED that the Committee Counsel Employment Applications will
10 be heard by a United States Bankruptcy Judge in the Foley Federal Building, 300 Las Vegas
11 Boulevard South, Las Vegas, Nevada, on the **5th day of June, 2006 at 9:30 a.m.** Copies of the
12 above-referenced Applications are on file with and available from the Clerk of the United States
13 Bankruptcy Court for the District of Nevada, 300 Las Vegas Boulevard South, Las Vegas,
14 Nevada 89101. Additional copies are available at no charge from the BMC website located at
15 <http://www.bmcgroup.com/usacmc>.
16

17
18 IT IS FURTHER ORDERED that, pursuant to the Amended Order Establishing Case
19 Management Procedures entered by this Court on May 17, 2006, the deadline to file and serve
20 objections to Requests for Relief set on shortened time shall be no later than Monday, May 26,
21 2006. Any brief filed in reply to an objection to Request for Relief shall be filed by noon on
22 June 2, 2006.

23
24 IT IS FURTHER ORDERED that this hearing may be continued from time to time
25 without further notice except for the announcement of any adjourned dates and time at the
26 above noticed hearing or any adjournment thereof.

27
28 SUBMITTED BY:

1 SHEA & CARLYON, LTD.

2 

3 JAMES PATRICK SHEA, ESQ.

4 Nevada Bar No. 000405

5 CANDACE C. CARLYON, ESQ.

6 Nevada Bar No. 002666

7 SHLOMO S. SHERMAN, ESQ.

8 Nevada Bar No. 009688

9 233 S. Fourth Street, Suite 200

10 (Proposed) Counsel for the Investor
11 Committees

12 APPROVED / DISAPPROVED

13 SCHWARTZER & MCPHERSON, P.C.

14

Lenard E. Schwartzer, Esq.

15 2850 S. Jones Blvd., #1

16 Las Vegas, NV 89146

17 Counsel for Debtors

APPROVED / DISAPPROVED

OFFICE OF THE U.S. TRUSTEE

August B. Landis

Foley Federal Building

300 Las Vegas Blvd. S., #4300

Las Vegas, NV 89101

1 SHEA & CARLYON, LTD.

APPROVED / DISAPPROVED

2

OFFICE OF THE U.S. TRUSTEE

3

JAMES PATRICK SHEA, ESQ.

4

Nevada Bar No. 000405

CANDACE C. CARLYON, ESQ.

5

Nevada Bar No. 002666

6

SHLOMO S. SHERMAN, ESQ.

7

Nevada Bar No. 009688

8

233 S. Fourth Street, Suite 200

9

(Proposed) Counsel for the Investor
Committees

10

11


APPROVED / DISAPPROVED

12

SCHWARTZER & MCPHERSON, P.C.

13

14


Lenard E. Schwartz, Esq.

15

2850 S. Jones Blvd., #1

16

Las Vegas, NV 89146

17

Counsel for Debtors

18

19

20

21

22

23

24

25

26

27

28

1 SHEA & CARLYON, LTD.

APPROVED / DISAPPROVED

OFFICE OF THE U.S. TRUSTEE

2
3 JAMES PATRICK SHEA, ESQ.

4 Nevada Bar No. 000405

5 CANDACE C. CARLYON, ESQ.

6 Nevada Bar No. 002666

7 SHLOMO S. SHERMAN, ESQ.

8 Nevada Bar No. 009688

9 233 S. Fourth Street, Suite 200

10
11 (Proposed) Counsel for the Investor
12 Committees

13
14 APPROVED / DISAPPROVED

15 SCHWARTZER & MCPHERSON, P.C.

16
17 Lenard E. Schwartzer, Esq.

18 2850 S. Jones Blvd., #1

19 Las Vegas, NV 89146

20
21 Counsel for Debtors

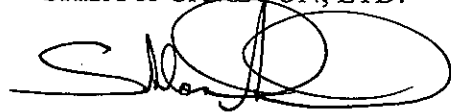
RULE 9021 DECLARATION

In accordance with Local Rule 9021, the undersigned certifies:

- ☐ The Court waived the requirements of LR 9021.
- ☒ I have delivered a copy of proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:
- ☒ approved the form of this order;
- ☐ waived the right to review this order; and/or
- ☐ failed to file and serve papers in accordance with LR 9021(c).
- ☐ I have delivered a copy of this proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and all have either approved the form of this order, waived the right to review the order, failed to file and serve papers in accordance with LR 9021(c) and the following have disapproved the order:
- ☐ No opposition was filed to the motion and no other party or counsel appeared at the hearing.

DATED this 19th day of June, 2006.

SHEA & CARLYON, LTD.



JAMES PATRICK SHEA, ESQ.

Nevada Bar No. 000405

CANDACE C. CARLYON, ESQ.

Nevada Bar No. 002666

SHLOMO S. SHERMAN

Nevada Bar No. 009688

233 South Fourth Street, Second Floor
Las Vegas, NV 89101

###